

87th Legislative Session – 2012

Committee: Senate Health and Human Services

Wednesday, February 22, 2012

P - Present
E - Excused
A - Absent

Roll Call

P Bradford
P Holien
P Krebs
P Rampelberg
P Schlekeway
P Kraus, Vice-Chair
P Hunhoff (Jean), Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Jean Hunhoff, Chair.

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 15, 2012

Moved by: Kraus
Second by: Rampelberg
Action: Prevailed by voice vote.

HB 1187: exempt health care sharing ministries from the provisions of the health insurance code.

Presented by: Senator Larry Rhoden
Proponents: James Lansberry, Alliance of Health Care Sharing Ministries, Peoria, IL
Debbie Pease, SD Safe Childbirth Options Incorporated
Dale Bartscher, Family Heritage Alliance Action Incorporated
Cindy Flakoll, Concerned Women For America
Representative Phil Jensen

MOTION: DO PASS HB 1187

Moved by: Rampelberg
Second by: Schlekeway
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Holien, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

Excused: Krebs

HB 1254: revise certain provisions pertaining to the decision of a pregnant mother considering termination of her relationship with her child by an abortion, to establish certain procedures to insure that such decisions are voluntary, uncoerced, and informed, and to revise certain causes of action for professional negligence relating to performance of an abortion.

Presented by: Senator Elizabeth Kraus
Proponents: Representative Roger Hunt
Dr. Jane Gaetz, Self, Sioux Falls (teleconference)
Brittany Weston, Self, Yankton
Stacey Wollman, Care Net Pregnancy Research Center
Roxanne Johnson, Bella Pregnancy Resource Center
Dale Bartscher, Family Heritage Alliance Action Incorporated
Travis Benson, Catholic Diocese of Sioux Falls
Cindy Flakoll, Concerned Women For America
Opponents: Alisha Sedor, NARAL Pro-Choice, SD
Mitch Richter, SD Campaign for Healthy Families
SD Advocacy Network for Women

MOTION: DO PASS HB 1254

Moved by: Kraus
Second by: Schlekeway
Action: Prevailed by roll call vote. (6-1-0-0)

Voting Yes: Holien, Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

Voting No: Bradford

MOTION: REMOVE HB 1171 FROM THE TABLE

Moved by: Schlekeway
Second by: Krebs
Action: Prevailed by voice vote.

MOTION: RECONSIDER HB 1171

Moved by: Schlekeway
Second by: Krebs
Action: Prevailed by voice vote.

MOTION: CONSIDER HB1171 AT THIS TIME

Moved by: Schlekeway
Second by: Rampelberg
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

Excused: Holien

HB 1171: establish a board to regulate certain emerging complementary health professionals with no current state regulatory board.

Presented by: David Hewett, SD Association of Healthcare Organizations
Proponents: Ed Evans, Sanford Health, Sioux Falls
Opponents: Roger Tellinghuisen, SD Trial Lawyers Association

MOTION: AMEND HB 1171

1171fa

On the House engrossed bill, delete everything after the enacting clause and insert:

" Section 1. That chapter 21-3 be amended by adding thereto a NEW SECTION to read as follows:

In determining what constitutes the reasonable value of the services for which special damages may be awarded pursuant to § 21-3-12, both the amount billed for such services and the amount paid for such services are admissible evidence."

Moved by: Schlekeway
Second by: Krebs
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1171 AS AMENDED

Moved by: Kraus

Second by: Krebs

Action: Prevailed by roll call vote. (5-1-1-0)

Voting Yes: Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

Voting No: Bradford

Excused: Holien

MOTION: AMEND TITLE OF HB 1171

1171fta

On page 1, line 1, of the House engrossed bill, delete everything after "Act to" and insert "clarify certain rules of evidence to determine the value of services for which special damages may be awarded in health care malpractice cases.".

On page 1, delete line 2.

Moved by: Schlekeway

Second by: Kraus

Action: Prevailed by roll call vote. (5-1-1-0)

Voting Yes: Krebs, Rampelberg, Schlekeway, Kraus, Hunhoff (Jean)

Voting No: Bradford

Excused: Holien

THE CHAIR DEFERRED HB 1246 UNTIL FRIDAY, FEBRUARY 24, 2012

MOTION: ADJOURN

Moved by: Kraus

Second by: Rampelberg

Action: Prevailed by voice vote.

Cindy Louder
Committee Secretary

Jean M. Hunhoff, Chair